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8 **UNITED STATES DISTRICT COURT**  
9 **DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.

13 LISA PAMELA NAJERA,

14 Defendant.  
15

Case No. 2:22-mj-00711-DJA

**ORDER TO CONTINUE**  
**BENCH TRIAL**  
(First Request)

16 IT IS HEREBY STIPULATED AND AGREED, by and Between Jason M. Frierson,  
17 United States Attorney, and Randolph J. St. Clair, Assistant United States Attorney, counsel for  
18 the United States of America, and Rene L. Valladares, Federal Public Defender, and Rick Mula,  
19 Assistant Federal Public Defender, counsel for Lisa Pamela Najera, that the bench trial currently  
20 scheduled on June 5, 2024 at 9:00 a.m., be vacated and continued to a date and time convenient  
21 to the Court, but no sooner than ninety (90) days.

22 This Stipulation is entered into for the following reasons:

23 1. Counsel for the defendant will be in a six-week trial from May 28, 2024,  
24 through July 5, 2024, in *United States v. Dallmann*, Case No. 2:22-cr-00030-RFB-DJA (D.  
25 Nev.). Consequently, counsel for the defendant will be unavailable for trial in this matter on  
26

June 5, 2024. In addition, counsel for the defendant will be unable to devote significant attention to this matter during that time period.

2. Counsel for the defendant requires additional time to review the discovery in this matter and determine whether the case will proceed to trial or be resolved through negotiations.

3. The parties agree to the continuance.

4. The continuance is not sought for purposes of delay.

5. Additionally, denial of this request for continuance could result in a miscarriage of justice. The additional time requested by this Stipulation is excludable in computing the time within which the trial herein must commence pursuant to the Speedy Trial Act, Title 18, United States Code, Section 3161(h)(7)(A), considering the factors under Title 18, United States Code § 3161(h)(7)(B)(iv).

This is the first request for a continuance of the bench trial.

DATED this 23rd day of May, 2024.

RENE L. VALLADARES  
Federal Public Defender

JASON M. FRIERSON  
United States Attorney

By /s/ Rick Mula

RICK MULA  
Assistant Federal Public Defender

By /s/ Randolph J. St. Clair

RANDOLPH J. ST. CLAIR  
Assistant United States Attorney

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,

4 Plaintiff,

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6 LISA PAMELA NAJERA,

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8

Case No. 2:22-mj-00711-DJA

FINDINGS OF FACT, CONCLUSIONS  
OF LAW AND ORDER

9  
10 FINDINGS OF FACT

11 Based on the pending Stipulation of counsel, and good cause appearing therefore, the  
12 Court finds that:

13 1. Counsel for the defendant will be in a six-week trial from May 28, 2024,  
14 through July 5, 2024, in *United States v. Dallmann*, Case No. 2:22-cr-00030-RFB-DJA (D.  
15 Nev.). Consequently, counsel for the defendant will be unavailable for trial in this matter on  
16 June 5, 2024. In addition, counsel for the defendant will be unable to devote significant  
17 attention to this matter during that timer period.

18 2. Counsel for the defendant requires additional time to review the discovery in  
19 this matter and determine whether the case will proceed to trial or be resolved through  
20 negotiations.

21 3. The parties agree to the continuance.

22 4. The continuance is not sought for purposes of delay.

23 5. Additionally, denial of this request for continuance could result in a  
24 miscarriage of justice. The additional time requested by this Stipulation is excludable in  
25 computing the time within which the trial herein must commence pursuant to the Speedy Trial  
26

1 Act, Title 18, United States Code, Section 3161(h)(7)(A), considering the factors under Title  
2 18, United States Code § 3161(h)(7)(B)(iv).

3 This is the first request for a continuance of the bench trial.

4 **CONCLUSIONS OF LAW**

5 The ends of justice served by granting said continuance outweigh the best interest of the  
6 public and the defendant in a speedy trial, since the failure to grant said continuance would be  
7 likely to result in a miscarriage of justice, would deny the parties herein sufficient time and the  
8 opportunity within which to be able to effectively and thoroughly prepare for trial, taking into  
9 account the exercise of due diligence.

10 The continuance sought herein is excludable under the Speedy Trial Act, Title 18,  
11 United States Code, Section 3161(h)(7)(A), when the considering the facts under Title 18,  
12 United States Code, § 316(h)(7)(B)(iv).

13 **ORDER**

14 IT IS THEREFORE ORDERED that the bench trial currently scheduled on Wednesday,  
15 June 5, 2024, at 9:00 a.m., be vacated and continued to  
16 September 11, 2024, at 9:00 a.m., Courtroom 3A.

17 DATED this 28<sup>th</sup> day of May, 2024.



18  
19 **DANIEL J. ALBREGTS**  
20 United States Magistrate Judge  
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